

**REGULAR COUNCIL MEETING
CITY OF WATERTOWN
March 3, 2008
7:00 P.M.**

MAYOR JEFFREY E. GRAHAM PRESIDING

PRESENT: **COUNCIL MEMBER ROXANNE M. BURNS
COUNCIL MEMBER JOSEPH M. BUTLER, JR.
COUNCILMEMBER JEFFREY M. SMITH
MAYOR GRAHAM**

ABSENT: **COUNCIL MEMBER PETER L. CLOUGH**

ALSO PRESENT: **CITY MANAGER MARY M. CORRIVEAU
ATTORNEY ROBERT J. SLYE**

City Manager Corriveau presented the following reports to the Council:

- 1 - Authorizing Assignment of City-Owned Tax Sale Certificate on Parcel November 12-06-322.00 Known As 804 State Street to Mark Bonner
- 2 - Authorizing Sale of Real Property Known as 1023 Ferguson Avenue to Michael J. Walling, 1027 Ferguson Avenue, Watertown, New York 13601
- 3 - Authorizing Sale of Real Property Known as 611 Bradley Street, Parcel Number 1-15-105.000 to Thousand Islands Area Habitat for Humanity, Watertown, New York 13601
- 4 - Authorizing Sale of Real Property Known As 126 Lynde Street West, Parcel Number 2-05-124.000 to Thousand Islands Area Habitat for Humanity, Watertown, New York 13601
- 5 - Authorizing Sale of Real Property Known as 525 Main Street East, Parcel Number 4-03-102.000 to Thousand Islands Area Habitat for Humanity, Watertown, New York 13601
- 6 - Authorizing Sale of Real Property Known as 531 Main Street East, Parcel Number 4-03-101.000 to Thousand Islands Area Habitat for Humanity, Watertown, New York 13601
- 7 - Authorizing Acceptance of Federal Section 5311 Transit Capital Project Grant, PIN 7796.10.303
- 8 - 2008-2009 Sidewalk Improvement Special Assessment Program
- 9 - Approving Amendment No. 62 to the Management And Management Confidential Pay Plan
- 10 - Authorizing Assignment of City-Owned Tax Sale Certificate on Parcel Number 7-10-104.000 Known As VL Cedar Street to 515 West Main Street Properties LLC
- 11 - Authorizing Assignment of City-owned Tax Sale Certificate on Parcel Number 7-10-103.001 Known As VL-R Cedar Street to 515 West Main Street Properties LLC
- 12 - Authorizing Assignment of City-owned Tax Sale Certificate on Parcel Number 14-13-228.000 Known As 1200 Washington Street to Ann M. Fiorentino

- 13 - Authorizing Sale of Real Property, Known as 609 Bronson Street to St. Michael Properties, Inc., 200 Washington Street, Watertown, New York 13601
- 14 - Authorizing Sale of Real Property, Known as 66 Clover Street to Andrew and Shannon Nevin, 401 Hoard Street East, Watertown, New York 13601
- 15 - Authorizing Sale of Real Property, Known as 244 High Street to Adam Brown, 117 South Indiana Avenue, Watertown, New York 13601
- 16 - Authorizing Sale of Real Property, Known as 44 Merline Avenue to Gloria and Eric Almero, 150 Seymour Street, Watertown, New York 13601
- 17 - Authorizing Sale of Real Property, Known as 568 Merline Avenue to Gloria and Eric Almero, 150 Seymour Street, Watertown, New York 13601
- 18 - Authorizing Sale of Real Property, Known as VL-2 Merline Avenue to Gloria and Eric Almero, 150 Seymour Street, Watertown, New York 13601
- 19 - Authorizing Sale of Real Property, Known as VL-4 Merline Avenue to Gloria and Eric Almero, 150 Seymour Street, Watertown, New York 13601
- 20 - Authorizing Sale of Real Property, Known as R733 Superior Street to Deanna Marie Hirschey, 420 Stone Street, Watertown, New York 13601
- 21 - Authorizing Sale of Real Property, Known as 114 William Street to Carl E. Farone, 22899 Fralick Road, Watertown, New York 13601
- 22 - Authorizing Sale of Real Property, Known as 560 Merline Avenue to Gloria and Eric Almero, 150 Seymour Street, Watertown, New York 13601
- 23 - Approving Agreement for Bus Advertising Services, Inkwell Graphix
- 24 - Authorizing a Budget Modification Request for the FY 2006 Small Cities Community Development Block Grant
- 25 - Approving Agreement with New York State Department of Economic Development, Empire Zone Administration
- 26 - Accepting Bid for Municipal Building Generator, W. A. Kraft Corporation
- 27 - Amending the Code of the City of Watertown Sections 310-2, 310-3, 3-10-44 and 3-10-52.2, as They Concern the Downtown Core Overlay District
- 28 - Amending the Zoning Map of the City of Watertown By Eliminating the 3/16 Mile Circle and City Center Overlay District and Designating the Downtown Core Overlay District
- 29 - Approving the Zone Change Request Submitted by Justin Wood, of Aubertine & Currier, PLLC, on behalf of Trinity Episcopal Church, to Change the Approved Zoning Classification for Property Located at 219-227 Sherman Street and 185-197 Stone Street, Parcels No. 10-16-113, 10-16-111, 10-06-114, 10-06-115 and 10-16-116, From Commercial and Residence C to Limited Business
- 30- Amending City Municipal Code 293-67, Schedule XIX, Restricted Time Limit Parking
- 31 - 7:30 p.m. – 2008 Small Cities CDBG Application Public Hearing
- 32- Immaculate Heart Central School Hockey Program

COMPLETE REPORTS ON FILE IN THE OFFICE OF THE CITY CLERK

Meeting opened with a moment of silence.

Pledge of Allegiance was given.

The reading of the minutes of the regular meeting of February 4, 2008 and the special meeting of February 11, 2008 was dispensed with and accepted as written by motion of Council Member Burns, seconded by Council Member Smith and carried with all voting in favor thereof.

COMMUNICATIONS

These two communications were received from the meeting of February 19th. Since there was no meeting held, they will be read into the record this evening. However, Council members did receive copies of the correspondence prior to the recently held auction:

1. From G.Carmen Dickson, 120 William Street, asking that 114 William Street be removed from the public auction list. Mrs. Dickson explained that they were prepared to submit an offer once the oil spill soil contamination and boundary line determination were finalized. She stated that she was assured the parcel would not go up for public auction before the adjoining neighbors and the Dicksons were afforded the opportunity of purchasing it.
2. From Ann Fiorentino, 401 Stone Street, offering to purchase the property at 1200 Washington Street for \$21,708.82.

ABOVE PLACED ON FILE

From the City Planning Board recommending approval for the zone change request submitted on behalf of Trinity Episcopal Church to change the approved zoning for the property located at 219-227 Sherman Street and 185-197 Stone Street, Parcels No. 10-06-113, 10-06-111, 10-06-114, 10-06-115 and 10-06-116 from Commercial and Residence "C" to Limited Business.

ABOVE PLACED ON FILE

From John Bondellio offering to purchase the property at 804 State Street for \$35,000.

ABOVE PLACED ON FILE

From Myron Kehoe, 1115 Gotham Street, offering to purchase the property at 804 State Street for \$35,125.

ABOVE PLACED ON FILE

From Attorney Anthony Neddo on behalf of Aaron Netto offering to purchase the property at 804 State Street for \$30,000.

ABOVE PLACED ON FILE

From Mark Bonner indicating that his long term plans for the property at 804 State Street will generate more revenue for the City. He states that he has been talking with franchises such as Tim Horton's Donuts. He also stated that if need be, he is willing to match other offers.

ABOVE PLACED ON FILE

From Jack Leach, Utica, in support of the tree planting proposal.

ABOVE PLACED ON FILE

Minutes of the library's board meeting were received.

ABOVE PLACED ON FILE

From Frank Melara, 221 Breen Avenue, asking that the Breen Ave. project be started this year.

ABOVE PLACED ON FILE

From the Italian American Civic Association advising that there will be an Appreciation Dinner for retired State Senator Jim Wright on March 12th.

ABOVE PLACED ON FILE

Notice of Summons was received concerning a possible mortgage foreclosure for 217 Haney Street.

ABOVE PLACED ON FILE

The following claims against the City were received:

1. From Oliver J. Wisner concerning issues as a result of the fire at his property at 1205-1207 Columbia Street.
2. From Teddy Tierney, 149 Francis Street, for damage to his home due to a water pipe breakage.

ABOVE REFERRED TO THE BOARD OF AUDIT

PRIVILEGE OF THE FLOOR

G.Carmen Dickson, 120 William Street, addressed the chair opposing the sale of 114

William Street and asked that the resolution be tabled.

Paula Bender, Animal Charities of Northern New York, addressed the chair asking if Council had a chance to review the information she had left with them concerning funding for the stray cat program.

Mrs. Corriveau advised that this could be discussed at the April work session.

S.G. Gates, Dorsey Street, addressed the chair concerning the dog park. He advised that there will be two upcoming fund raisers. One will be a coloring contest at Petco. The other fundraiser will consist of four bands playing a fundraiser on a date to be announced.

Myron Kehoe, 1115 Gotham Street, addressed the chair informing Council that he was very interested in the 804 State Street property. He stated that if the Council wasn't going to accept his offer which was the highest, they should put it up for auction.

Mark Bonner addressed the chair explaining the when he approached Council, no one else had an interest in it. He explained that he has spoken with several people including Parish Oil, has done research and environmental work and knows what he would be getting into with the property. He also remarked that the revenue generated in the future would be in the City's long term interest. He also stated that he would match any offer.

Myron Kehoe addressed the chair again stating that he was the first person to speak with the City about the property. He stated that he had asked about it two years ago. He also has the keys to the property and has spoken with Parish Oil as well and has had environmental work done on the property.

Aaron Netto, Breen Avenue, addressed the chair stating that he feels the same way that Mr. Kehoe does. The only fair way to sell this is to have a public auction since every year the City auctions off property and this case was handled differently. He stated that if he had known all it would take was a letter, he would have done that for many other properties in the City.

Ann Fiorentino, addressed the chair stating that she bid on another piece of property at the auction and did pay more than the back taxes owed. She stated that she felt that it was the only fair way to do it.

Mark Bonner addressed the chair again stating that the property has environmental issues. He stated that he came and asked Council about purchasing the certificate and now several other parties have expressed an interest.

PUBLIC HEARING

AT 7:30 P.M. MAYOR GRAHAM ASKED THE CITY CLERK TO READ THE NOTICE OF PUBLIC HEARING CONCERNING THE APPLICATION FOR SMALL CITIES COMMUNITY DEVELOPMENT BLOCK GRANT FUNDING

FOR THE 2008 COMPETITION THROUGH THE NYS OFFICE FOR SMALL CITIES.

MAYOR GRAHAM DECLARED THE HEARING OPEN.

Mr. Mix reviewed the handout which included the history of the program and income guidelines. He offered to answer any questions concerning the application.

MAYOR GRAHAM DECLARED THE HEARING CLOSED AT 7:35 P.M.

R E S O L U T I O N S

INTRODUCED BY COUNCIL MEMBER JEFFREY M. SMITH

WHEREAS the City of Watertown is the owner of a certain tax sale certificate on a lot of land as designated on the map of the Department of Assessment and Taxation of the City of Watertown, New York as follows:

<u>Parcel Number</u>	<u>Address</u>	<u>Tax Sale Certificate Amount</u>	<u>Total Amount Outstanding (floor)</u>
12-06-322.0	804 State Street	\$ 3,629.37	\$ 14,699.94 *\$35,125

And,

WHEREAS the City Council does not wish to take title to this property,

NOW THEREFORE BE IT RESOLVED that the City Comptroller is directed to assign the City's tax sale certificate for the above parcel to Mark Bonner upon the Comptroller's receipt of certified funds in the amount of \$14,699.94 which represents the current outstanding balance on the tax sale certificate, together with all accrued taxes, penalties and interest.

SECONDED BY COUNCIL MEMBER JOSEPH M. BUTLER, JR.

Commenting on the foregoing resolution, Council Member Butler remarked that this has caused a lot of conversation. On the one hand, Council made a commitment to Mr. Bonner with the facts that they had at the time. The facts have now changed dramatically.

Council Member Smith commented that in terms of the events, this was discussed at a work session and it was asked by a Council Member if there had been interest in the property. The response was a few phone calls had been received. Mr. Bonner was the only one who had expressed an interest to Council. Council Member Smith commented that City staff didn't relate Mr. Kehoe's interest to Council. He also remarked to Mr. Netto that the City doesn't always auction off properties. In some cases, it is done by private sale. He stated that an auction would have been the way to go had Council known

how much interest there was in this property.

Council Member Burns remarked that had she known that there was so much interest in the property, she would have also supported sending it to auction. However, while she didn't know the extent of the interest, Council has made a commitment to Mr. Bonner. She stated that Council needs to honor it and would like to amend the resolution "total amount" to be \$35,125 which is the highest submitted written bid.

Mayor Graham remarked that there is a fundamental fairness issue. He explained that the reason the City sells property at a higher amount than what is owed on them is because there are some properties that the City never recovers the money on. He stated that Council has an obligation to all of the people who have offered a purchase price in good faith. He asked Attorney Slye if the methodology of not sending it to auction but changing the price to the highest price offered was a good finance practice.

Attorney Slye responded that there is nothing in the law to prohibit it. He also explained that this entire thing is at the discretion of the City Council.

Councilman Butler stated that this is not a bidding process.

Mayor Graham responded that while it isn't a bidding process, it became one with Mr. Bonner having to pay the higher amount.

Mr. Kehoe addressed the chair stating that he would offer \$42,125, which he put in writing.

Mr. Netto addressed the chair stating that he and his partner were prepared to go to \$70,000.

Council Member Smith asked where all these parties were before.

Mr. Kehoe explained that he had tried to buy the property before and was told that the City didn't want to sell it because they wanted to use for the State Street reconstruction, which they did.

Council Member Smith stated that he would think that everyone would want the Council to stand behind the pledge that they had made.

Mayor Graham responded that Council acts in three ways – resolution, ordinance and local law. While a majority of Council did ask to have this resolution brought before them, Council has not taken any action yet which made a commitment to any individual.

MOTION WAS MADE BY MAYOR GRAHAM TO TABLE THE FOREGOING RESOLUTION. THERE WAS NO SECOND TO THE MOTION.

MOTION WAS MADE BY COUNCIL MEMBER BURNS TO AMEND THE

RESOLUTION TO READ \$35,125 FOR THE TOTAL AMOUNT.

MOTION WAS SECONDED BY COUNCIL MEMBER BUTLER AND CARRIED WITH ALL VOTING IN FAVOR THEREOF EXCEPT MAYOR GRAHAM VOTING NAY.

AT THE CALL OF THE CHAIR VOTE WAS TAKEN ON THE FOREGOING RESOLUTION AS AMENDED AND CARRIED WITH ALL VOTING YEA EXCEPT MAYOR GRAHAM VOTING NAY

INTRODUCED BY COUNCIL MEMBER JEFFREY M. SMITH

WHEREAS there has heretofore been bid in by the City of Watertown at a tax sale a certain lot of land known as 1023 Ferguson Avenue, approximately 31' x 80' in size, and also known and designated on the map of the Department of Assessment and Taxation of the City of Watertown, New York as Parcel No. 6-15-215.000, and

WHEREAS title to said land has since been retained by the City of Watertown as acquired at said tax sale, which title was retained by reason of the failure of anyone to redeem the same, and

WHEREAS said real property has never been assigned by the Council for a public use, and

WHEREAS the City Council desires to ensure that properties such as this property be brought into compliance with all applicable provisions of the New York State Fire Prevention and Building Code and all City of Watertown zoning and health codes within one (1) year of their sale to subsequent buyers,

NOW THEREFORE BE IT RESOLVED that pursuant to Section 23, Subdivision (b) of the General City Law, Section 247 of the Charter of the City of Watertown as amended by Local Law No. 1, 1985, adopted December 3, 1984, effective January 17, 1985, and the ordinance, Municipal Code, Chapter 16 adopted by the Council on June 6, 1977, that the offer of \$260.00 submitted by Michael J. Walling for the purchase of Parcel No. 6-15-215.000, is a fair and reasonable offer therefore and the same is hereby accepted, and

BE IT FURTHER RESOLVED that the Mayor, Jeffrey E. Graham, be and he hereby is authorized, empowered and directed to execute and deliver a Quit Claim Deed of said real property to Michael J. Walling upon receipt of the above mentioned sum of money in cash only by the City Comptroller, and

BE IT FURTHER RESOLVED that the deed issued by the City contain a provision that if the property sold is not brought into compliance with all applicable provisions of the State Fire Prevention and Building Code and all City of Watertown

zoning and health codes within one (1) year of the City's delivery of the deed to the buyer, the City shall have the right to seek reversion of title to the City.

**SECONDED BY COUNCIL MEMBER JOSEPH M. BUTLER, JR. AND
CARRIED WITH ALL VOTING YEA**

INTRODUCED BY COUNCIL MEMBER ROXANNE M. BURNS

WHEREAS there has heretofore been bid in by the City of Watertown at a tax sale a certain lot of land known as 611 Bradley Street, approximately 89' x 120' in size, and also known and designated on the map of the Department of Assessment and Taxation of the City of Watertown, New York as Parcel No. 1-15-105.000, and

WHEREAS title to said land has since been retained by the City of Watertown as acquired at said tax sale, which title was retained by reason of the failure of anyone to redeem the same, and

WHEREAS said real property has never been assigned by the Council for a public use, and

WHEREAS the City Council desires to ensure that properties such as this property be brought into compliance with all applicable provisions of the New York State Fire Prevention and Building Code and all City of Watertown zoning and health codes within one (1) year of their sale to subsequent buyers,

NOW THEREFORE BE IT RESOLVED that pursuant to Section 23, Subdivision (b) of the General City Law, Section 247 of the Charter of the City of Watertown as amended by Local Law No. 1, 1985, adopted December 3, 1984, effective January 17, 1985, and the ordinance, Municipal Code, Chapter 16 adopted by the Council on June 6, 1977, that the offer of \$1.00 submitted by Thousand Islands Area Habitat for Humanity for the purchase of Parcel No. 1-15-105.000, is a fair and reasonable offer therefore and the same is hereby accepted, and

BE IT FURTHER RESOLVED that the Mayor, Jeffrey E. Graham, be and he hereby is authorized, empowered and directed to execute and deliver a Quit Claim Deed of said real property to Thousand Islands Area Habitat for Humanity upon receipt of the above mentioned sum of money in cash only by the City Comptroller, and

BE IT FURTHER RESOLVED that the deed issued by the City contain a provision that if the property sold is not brought into compliance with all applicable provisions of the State Fire Prevention and Building Code and all City of Watertown zoning and health codes within one (1) year of the City's delivery of the deed to the buyer, the City shall have the right to seek reversion of title to the City.

**SECONDED BY COUNCIL MEMBER JEFFREY M. SMITH AND CARRIED
WITH ALL VOTING YEA**

INTRODUCED BY COUNCIL MEMBER JEFFREY M. SMITH

WHEREAS there has heretofore been bid in by the City of Watertown at a tax sale a certain lot of land known as 126 Lynde Street West, approximately 99' x 100' in size, and also known and designated on the map of the Department of Assessment and Taxation of the City of Watertown, New York as Parcel No. 2-05-124.000, and

WHEREAS title to said land has since been retained by the City of Watertown as acquired at said tax sale, which title was retained by reason of the failure of anyone to redeem the same, and

WHEREAS said real property has never been assigned by the Council for a public use, and

WHEREAS the City Council desires to ensure that properties such as this property be brought into compliance with all applicable provisions of the New York State Fire Prevention and Building Code and all City of Watertown zoning and health codes within one (1) year of their sale to subsequent buyers,

NOW THEREFORE BE IT RESOLVED that pursuant to Section 23, Subdivision (b) of the General City Law, Section 247 of the Charter of the City of Watertown as amended by Local Law No. 1, 1985, adopted December 3, 1984, effective January 17, 1985, and the ordinance, Municipal Code, Chapter 16 adopted by the Council on June 6, 1977, that the offer of \$1.00 submitted by Thousand Islands Area Habitat for Humanity for the purchase of Parcel No. 2-05-124.000, is a fair and reasonable offer therefore and the same is hereby accepted, and

BE IT FURTHER RESOLVED that the Mayor, Jeffrey E. Graham, be and he hereby is authorized, empowered and directed to execute and deliver a Quit Claim Deed of said real property to Thousand Islands Area Habitat for Humanity upon receipt of the above mentioned sum of money in cash only by the City Comptroller, and

BE IT FURTHER RESOLVED that the deed issued by the City contain a provision that if the property sold is not brought into compliance with all applicable provisions of the State Fire Prevention and Building Code and all City of Watertown zoning and health codes within one (1) year of the City's delivery of the deed to the buyer, the City shall have the right to seek reversion of title to the City.

SECONDED BY COUNCIL MEMBER ROXANNE M. BURNS AND CARRIED WITH ALL VOTING YEA

INTRODUCED BY COUNCIL MEMBER ROXANNE M. BURNS

WHEREAS there has heretofore been bid in by the City of Watertown at a tax sale a certain lot of land known as 525 Main Street East, approximately 55 x 140' in size, and also known and designated on the map of the Department of Assessment and Taxation of the City of Watertown, New York as Parcel No. 4-03-102.000, and

WHEREAS title to said land has since been retained by the City of Watertown as acquired at said tax sale, which title was retained by reason of the failure of anyone to redeem the same, and

WHEREAS said real property has never been assigned by the Council for a public use, and

WHEREAS the City Council desires to ensure that properties such as this property be brought into compliance with all applicable provisions of the New York State Fire Prevention and Building Code and all City of Watertown zoning and health codes within one (1) year of their sale to subsequent buyers,

NOW THEREFORE BE IT RESOLVED that pursuant to Section 23, Subdivision (b) of the General City Law, Section 247 of the Charter of the City of Watertown as amended by Local Law No. 1, 1985, adopted December 3, 1984, effective January 17, 1985, and the ordinance, Municipal Code, Chapter 16 adopted by the Council on June 6, 1977, that the offer of \$1.00 submitted by Thousand Islands Area Habitat for Humanity for the purchase of Parcel No. 4-03-102.000, is a fair and reasonable offer therefore and the same is hereby accepted, and

BE IT FURTHER RESOLVED that the Mayor, Jeffrey E. Graham, be and he hereby is authorized, empowered and directed to execute and deliver a Quit Claim Deed of said real property to Thousand Islands Area Habitat for Humanity upon receipt of the above mentioned sum of money in cash only by the City Comptroller, and

BE IT FURTHER RESOLVED that the deed issued by the City contain a provision that if the property sold is not brought into compliance with all applicable provisions of the State Fire Prevention and Building Code and all City of Watertown zoning and health codes within one (1) year of the City's delivery of the deed to the buyer, the City shall have the right to seek reversion of title to the City.

**SECONDED BY COUNCIL MEMBER JOSEPH M. BUTLER, JR. AND
CARRIED WITH ALL VOTING YEA**

INTRODUCED BY COUNCIL MEMBER ROXANNE M. BURNS

WHEREAS there has heretofore been bid in by the City of Watertown at a tax sale a certain lot of land known as 531 Main Street East, approximately 38 x 75' in size, and also known and designated on the map of the Department of Assessment and Taxation of the City of Watertown, New York as Parcel No. 4-03-101.000, and

WHEREAS title to said land has since been retained by the City of Watertown as acquired at said tax sale, which title was retained by reason of the failure of anyone to redeem the same, and

WHEREAS said real property has never been assigned by the Council for a public use, and

WHEREAS the City Council desires to ensure that properties such as this property be brought into compliance with all applicable provisions of the New York State Fire Prevention and Building Code and all City of Watertown zoning and health codes within one (1) year of their sale to subsequent buyers,

NOW THEREFORE BE IT RESOLVED that pursuant to Section 23, Subdivision (b) of the General City Law, Section 247 of the Charter of the City of Watertown as amended by Local Law No. 1, 1985, adopted December 3, 1984, effective January 17, 1985, and the ordinance, Municipal Code, Chapter 16 adopted by the Council on June 6, 1977, that the offer of \$1.00 submitted by Thousand Islands Area Habitat for Humanity for the purchase of Parcel No. 4-03-101.000, is a fair and reasonable offer therefore and the same is hereby accepted, and

BE IT FURTHER RESOLVED that the Mayor, Jeffrey E. Graham, be and he hereby is authorized, empowered and directed to execute and deliver a Quit Claim Deed of said real property to Thousand Islands Area Habitat for Humanity upon receipt of the above mentioned sum of money in cash only by the City Comptroller, and

BE IT FURTHER RESOLVED that the deed issued by the City contain a provision that if the property sold is not brought into compliance with all applicable provisions of the State Fire Prevention and Building Code and all City of Watertown zoning and health codes within one (1) year of the City's delivery of the deed to the buyer, the City shall have the right to seek reversion of title to the City.

SECONDED BY COUNCIL MEMBER JEFFREY M. SMITH AND CARRIED WITH ALL VOTING YEA

INTRODUCED BY COUNCIL MEMBER JEFFREY M. SMITH

WHEREAS the City of Watertown submitted a request for a grant of funds to the New York State Department of Transportation, pursuant to Section 5311, Title 49, United States Code, for a project described as the purchase of one (1) Type II paratransit bus and four shelters that will be used to provide public transportation service, and

WHEREAS the City of Watertown and the State of New York are entering into an Agreement which authorizes the undertaking of the project and payment of Federal and State shares for the project,

NOW THEREFORE BE IT RESOLVED that the City of Watertown certifies through this resolution that the estimated local share of eight thousand nine hundred dollars (\$8,900) described in the Federal Section 5311 Project Supplemental Grant Agreement is committed to this project, and

BE IT FURTHER RESOLVED that City Manager Mary M. Corriveau is hereby authorized and directed to act on behalf of the City of Watertown to sign the Grant Agreement, a copy of which is attached and made a part of this resolution, and any and

all agreements between the City of Watertown and the State of New York for the above named project, and

BE IT FURTHER RESOLVED that the City Manager is authorized to sign any and all contracts or agreements between the City of Watertown and any third party subcontractor necessary to complete the public transportation project, subject to the approval of the municipal attorney, and

BE IT FURTHER RESOLVED that the City Manager is authorized to sign any and all contracts or agreements for any Municipality/Vendor Contracts for the purchase and/or installation of vehicles and/or equipment.

SECONDED BY COUNCIL MEMBER ROXANNE M. BURNS AND CARRIED WITH ALL VOTING YEA

Prior to the vote on the foregoing resolution, Council Member Smith commented that he doesn't believe that all the businesses on Washington Street received the survey letters and asked that this be checked into.

INTRODUCED BY COUNCIL MEMBER JEFFREY M. SMITH

WHEREAS the City Engineering Department has inspected sidewalks within the City of Watertown, and

WHEREAS it has been determined that the condition of sidewalks on certain streets are in need of repair and/or replacement, and

WHEREAS the City Council of the City of Watertown feels it is in the overall public interest to provide property owners within the City of Watertown with an opportunity to pay for said repair/replacement work through a Special Assessment Program,

NOW THEREFORE BE IT RESOLVED that a public hearing will be held on Monday, April 7, 2008, at 7:30 p.m. at which time property owners included in the Special Assessment Program will have an opportunity to make comments on whether all or a portion of the cost for proposed sidewalk improvements should be a charge or expense upon the abutting property owners, and

BE IT FURTHER RESOLVED that the City Engineering Department will send notices to all property owners in the defined area listed on the attached schedule notifying them of their inclusion in this year's program and that there will be a public hearing to consider whether all or a portion of the cost for proposed sidewalk improvements should be a charge or expense upon the abutting property owners.

SECONDED BY COUNCIL MEMBER JOSEPH M. BUTLER, JR. AND CARRIED WITH ALL VOTING YEA

INTRODUCED BY COUNCIL MEMBER ROXANNE M. BURNS

NOW THEREFORE BE IT RESOLVED that the City Council of the City of Watertown hereby approves Amendment No. 62 to the Management and Management Confidential Pay Plan, and the addition of a Planner Position effective immediately, as follows:

Position	Salary
Planner – Jacqueline Longton	\$38,000

Upon successful completion of one year of service, an increase of \$1, 000 will be granted and upon successful completion of two years of service an additional \$1,000 will be added to her salary.

**SECONDED BY COUNCIL MEMBER JOSEPH M. BUTLER, JR. AND
CARRIED WITH ALL VOTING YEA**

INTRODUCED BY COUNCIL MEMBER ROXANNE M. BURNS

WHEREAS the City of Watertown is the owner of a certain tax sale certificate on a lot of land as designated on the map of the Department of Assessment and Taxation of the City of Watertown, New York as follows:

<u>Parcel Number</u>	<u>Address</u>	<u>Total Amount Outstanding (floor)</u>
07-10-104.000	VL Cedar Street	\$ 2,413.16

And,

WHEREAS the City Council does not wish to take title to this property, and

WHEREAS the City Comptroller held a public auction on February 26, 2008 as authorized by City Council on February 4, 2008 for the purpose of assigning the City's tax sale certificate,

NOW THEREFORE BE IT RESOLVED that the City Comptroller is directed to assign the City's tax sale certificate for the above parcel to 515 West Main Street Properties LLC upon the Comptroller's receipt of certified funds in the amount of \$ 2,413.16 which represents the current outstanding balance on the tax sale certificate, together with all accrued taxes, penalties and interest.

**SECONDED BY COUNCIL MEMBER JOSEPH M. BUTLER, JR. AND
CARRIED WITH ALL VOTING YEA**

INTRODUCED BY COUNCIL MEMBER JEFFREY M. SMITH

WHEREAS the City of Watertown is the owner of a certain tax sale certificate on a lot of land as designated on the map of the Department of Assessment and Taxation of

the City of Watertown, New York as follows:

<u>Parcel Number</u>	<u>Address</u>	<u>Total Amount Outstanding (floor)</u>
07-10-103.001	VL-R Cedar Street	\$ 4,341.10

And,

WHEREAS the City Council does not wish to take title to this property, and

WHEREAS the City Comptroller held a public auction on February 26, 2008 as authorized by City Council on February 4, 2008 for the purpose of assigning the City's tax sale certificate,

NOW THEREFORE BE IT RESOLVED that the City Comptroller is directed to assign the City's tax sale certificate for the above parcel to 515 West Main Street Properties LLC upon the Comptroller's receipt of certified funds in the amount of \$4,341.10 which represents the current outstanding balance on the tax sale certificate, together with all accrued taxes, penalties and interest.

**SECONDED BY COUNCIL MEMBER JOSEPH M. BUTLER, JR. AND
CARRIED WITH ALL VOTING YEA**

INTRODUCED BY COUNCIL MEMBER JEFFREY M. SMITH

WHEREAS the City of Watertown is the owner of a certain tax sale certificate on a lot of land as designated on the map of the Department of Assessment and Taxation of the City of Watertown, New York as follows:

<u>Parcel Number</u>	<u>Address</u>	<u>Total Amount Outstanding (floor)</u>
14-13-228.000	1200 Washington Street	\$ 21,708.82

And,

WHEREAS the City Council does not wish to take title to this property, and

WHEREAS the City Comptroller held a public auction on February 26, 2008 as authorized by City Council on February 4, 2008 for the purpose of assigning the City's tax sale certificate,

NOW THEREFORE BE IT RESOLVED that the City Comptroller is directed to assign the City's tax sale certificate for the above parcel to Ann M. Marra Fiorentino upon the Comptroller's receipt of certified funds in the amount of \$38,000.00, which represents an amount above the current outstanding balance on the tax sale certificate, together with all accrued taxes, penalties and interest.

**SECONDED BY COUNCIL MEMBER JOSEPH M. BUTLER, JR. AND
CARRIED WITH ALL VOTING YEA**

INTRODUCED BY COUNCIL MEMBER JOSEPH M. BUTLER, JR.

WHEREAS there has heretofore been bid in by the City of Watertown at a tax sale a certain lot of land known as 609 Bronson Street, approximately 20'x 66' in size, and also known and designated on the map of the Department of Assessment and Taxation of the City of Watertown, New York as Parcel No. 6-06-119.000, and

WHEREAS title to said land has since been retained by the City of Watertown as acquired at said tax sale, which title was retained by reason of the failure of anyone to redeem the same, and

WHEREAS said real property has never been assigned by the Council for a public use, and

WHEREAS the City Council desires to ensure that properties such as this property be brought into compliance with all applicable provisions of the New York State Fire Prevention and Building Code and all City of Watertown zoning and health codes within one (1) year of their sale to subsequent buyers,

NOW THEREFORE BE IT RESOLVED that pursuant to Section 23, Subdivision (b) of the General City Law, Section 247 of the Charter of the City of Watertown as amended by Local Law No. 1, 1985, adopted December 3, 1984, effective January 17, 1985, and the ordinance, Municipal Code, Chapter 16 adopted by the Council on June 6, 1977, that the offer of \$15,000.00 submitted by St. Michael Properties, Inc. for the purchase of Parcel No. 6-06-119.000, is a fair and reasonable offer therefore and the same is hereby accepted, and

BE IT FURTHER RESOLVED that the Mayor, Jeffrey E. Graham, be and he hereby is authorized, empowered and directed to execute and deliver a Quit Claim Deed of said real property to St. Michael Properties, Inc. upon receipt of the above mentioned sum of money in cash only by the City Comptroller, and

BE IT FURTHER RESOLVED that the deed issued by the City contain a provision that if the property sold is not brought into compliance with all applicable provisions of the State Fire Prevention and Building Code and all City of Watertown zoning and health codes within one (1) year of the City's delivery of the deed to the buyer, the City shall have the right to seek reversion of title to the City.

**SECONDED BY COUNCIL MEMBER JEFFREY M. SMITH AND CARRIED
WITH ALL VOTING YEA**

INTRODUCED BY COUNCIL MEMBER ROXANNE M. BURNS

WHEREAS there has heretofore been bid in by the City of Watertown at a tax sale a certain lot of land known as 66 Clover Street, approximately 80'x 145' in size, and also known and designated on the map of the Department of Assessment and Taxation of the City of Watertown, New York as Parcel No. 4-06-411.000, and

WHEREAS title to said land has since been retained by the City of Watertown as acquired at said tax sale, which title was retained by reason of the failure of anyone to redeem the same, and

WHEREAS said real property has never been assigned by the Council for a public use, and

WHEREAS the City Council desires to ensure that properties such as this property be brought into compliance with all applicable provisions of the New York State Fire Prevention and Building Code and all City of Watertown zoning and health codes within one (1) year of their sale to subsequent buyers,

NOW THEREFORE BE IT RESOLVED that pursuant to Section 23, Subdivision (b) of the General City Law, Section 247 of the Charter of the City of Watertown as amended by Local Law No. 1, 1985, adopted December 3, 1984, effective January 17, 1985, and the ordinance, Municipal Code, Chapter 16 adopted by the Council on June 6, 1977, that the offer of \$2,200.00 submitted by Andrew and Shannon Nevin for the purchase of Parcel No. 4-06-411.000, is a fair and reasonable offer therefore and the same is hereby accepted, and

BE IT FURTHER RESOLVED that the Mayor, Jeffrey E. Graham, be and he hereby is authorized, empowered and directed to execute and deliver a Quit Claim Deed of said real property to Andrew and Shannon Nevin upon receipt of the above mentioned sum of money in cash only by the City Comptroller, and

BE IT FURTHER RESOLVED that the deed issued by the City contain a provision that if the property sold is not brought into compliance with all applicable provisions of the State Fire Prevention and Building Code and all City of Watertown zoning and health codes within one (1) year of the City's delivery of the deed to the buyer, the City shall have the right to seek reversion of title to the City.

SECONDED BY COUNCIL MEMBER JEFFREY M. SMITH AND CARRIED WITH ALL VOTING YEA

INTRODUCED BY COUNCIL MEMBER JEFFREY M. SMITH

WHEREAS there has heretofore been bid in by the City of Watertown at a tax sale a certain lot of land known as 244 High Street, approximately 40'x 135' in size, and also known and designated on the map of the Department of Assessment and Taxation of the City of Watertown, New York as Parcel No. 6-07-219.000, and

WHEREAS title to said land has since been retained by the City of Watertown as

acquired at said tax sale, which title was retained by reason of the failure of anyone to redeem the same, and

WHEREAS said real property has never been assigned by the Council for a public use, and

WHEREAS the City Council desires to ensure that properties such as this property be brought into compliance with all applicable provisions of the New York State Fire Prevention and Building Code and all City of Watertown zoning and health codes within one (1) year of their sale to subsequent buyer

NOW THEREFORE BE IT RESOLVED that pursuant to Section 23, Subdivision (b) of the General City Law, Section 247 of the Charter of the City of Watertown as amended by Local Law No. 1, 1985, adopted December 3, 1984, effective January 17, 1985, and the ordinance, Municipal Code, Chapter 16 adopted by the Council on June 6, 1977, that the offer of \$2,000.00 submitted by Adam Brown for the purchase of Parcel No. 6-07-219.000, is a fair and reasonable offer therefore and the same is hereby accepted, and

BE IT FURTHER RESOLVED that the Mayor, Jeffrey E. Graham, be and he hereby is authorized, empowered and directed to execute and deliver a Quit Claim Deed of said real property to Adam Brown upon receipt of the above mentioned sum of money in cash only by the City Comptroller, and

BE IT FURTHER RESOLVED that the deed issued by the City contain a provision that if the property sold is not brought into compliance with all applicable provisions of the State Fire Prevention and Building Code and all City of Watertown zoning and health codes within one (1) year of the City's delivery of the deed to the buyer, the City shall have the right to seek reversion of title to the City.

SECONDED BY COUNCIL MEMBER ROXANNE M. BURNS AND CARRIED WITH ALL VOTING YEA

INTRODUCED BY COUNCIL MEMBER JEFFREY M. SMITH

WHEREAS there has heretofore been bid in by the City of Watertown at a tax sale a certain lot of land known as 44 Merline Avenue, approximately 30' x 70' in size, and also known and designated on the map of the Department of Assessment and Taxation of the City of Watertown, New York as Parcel No. 1-10-105.000, and

WHEREAS title to said land has since been retained by the City of Watertown as acquired at said tax sale, which title was retained by reason of the failure of anyone to redeem the same, and

WHEREAS said real property has never been assigned by the Council for a public use, and

WHEREAS the City Council desires to ensure that properties such as this property be brought into compliance with all applicable provisions of the New York State Fire Prevention and Building Code and all City of Watertown zoning and health codes within one (1) year of their sale to subsequent buyers,

NOW THEREFORE BE IT RESOLVED that pursuant to Section 23, Subdivision (b) of the General City Law, Section 247 of the Charter of the City of Watertown as amended by Local Law No. 1, 1985, adopted December 3, 1984, effective January 17, 1985, and the ordinance, Municipal Code, Chapter 16 adopted by the Council on June 6, 1977, that the offer of \$100.00 submitted by Gloria and Eric Almero for the purchase of Parcel No. 1-10-105.000, is a fair and reasonable offer therefore and the same is hereby accepted, and

BE IT FURTHER RESOLVED that the Mayor, Jeffrey E. Graham, be and he hereby is authorized, empowered and directed to execute and deliver a Quit Claim Deed of said real property to Gloria and Eric Almero upon receipt of the above mentioned sum of money in cash only by the City Comptroller, and

BE IT FURTHER RESOLVED that the deed issued by the City contain a provision that if the property sold is not brought into compliance with all applicable provisions of the State Fire Prevention and Building Code and all City of Watertown zoning and health codes within one (1) year of the City's delivery of the deed to the buyer, the City shall have the right to seek reversion of title to the City.

**SECONDED BY COUNCIL MEMBER JOSEPH M. BUTLER, JR. AND
CARRIED WITH ALL VOTING YEA**

INTRODUCED BY COUNCIL MEMBER ROXANNE M. BURNS

WHEREAS there has heretofore been bid in by the City of Watertown at a tax sale a certain lot of land known as 568 Merline Avenue, approximately 30'x 70' in size, and also known and designated on the map of the Department of Assessment and Taxation of the City of Watertown, New York as Parcel No. 1-10-103.000, and

WHEREAS title to said land has since been retained by the City of Watertown as acquired at said tax sale, which title was retained by reason of the failure of anyone to redeem the same, and

WHEREAS said real property has never been assigned by the Council for a public use, and

WHEREAS the City Council desires to ensure that properties such as this property be brought into compliance with all applicable provisions of the New York State Fire Prevention and Building Code and all City of Watertown zoning and health codes within one (1) year of their sale to subsequent buyers,

NOW THEREFORE BE IT RESOLVED that pursuant to Section 23, Subdivision

(b) of the General City Law, Section 247 of the Charter of the City of Watertown as amended by Local Law No. 1, 1985, adopted December 3, 1984, effective January 17, 1985, and the ordinance, Municipal Code, Chapter 16 adopted by the Council on June 6, 1977, that the offer of \$100.00 submitted by Gloria and Eric Almero for the purchase of Parcel No. 1-10-103.000, is a fair and reasonable offer therefore and the same is hereby accepted, and

BE IT FURTHER RESOLVED that the Mayor, Jeffrey E. Graham, be and he hereby is authorized, empowered and directed to execute and deliver a Quit Claim Deed of said real property to Gloria and Eric Almero upon receipt of the above mentioned sum of money in cash only by the City Comptroller, and

BE IT FURTHER RESOLVED that the deed issued by the City contain a provision that if the property sold is not brought into compliance with all applicable provisions of the State Fire Prevention and Building Code and all City of Watertown zoning and health codes within one (1) year of the City's delivery of the deed to the buyer, the City shall have the right to seek reversion of title to the City.

SECONDED BY COUNCIL MEMBER JEFFREY M. SMITH AND CARRIED WITH ALL VOTING YEA

INTRODUCED BY COUNCIL MEMBER JEFFREY M. SMITH

WHEREAS there has heretofore been bid in by the City of Watertown at a tax sale a certain lot of land known as VL-2 Merline Avenue, approximately 30'x 70' in size, and also known and designated on the map of the Department of Assessment and Taxation of the City of Watertown, New York as Parcel No. 1-10-104.000, and

WHEREAS title to said land has since been retained by the City of Watertown as acquired at said tax sale, which title was retained by reason of the failure of anyone to redeem the same, and

WHEREAS said real property has never been assigned by the Council for a public use, and

WHEREAS the City Council desires to ensure that properties such as this property be brought into compliance with all applicable provisions of the New York State Fire Prevention and Building Code and all City of Watertown zoning and health codes within one (1) year of their sale to subsequent buyers

NOW THEREFORE BE IT RESOLVED that pursuant to Section 23, Subdivision (b) of the General City Law, Section 247 of the Charter of the City of Watertown as amended by Local Law No. 1, 1985, adopted December 3, 1984, effective January 17, 1985, and the ordinance, Municipal Code, Chapter 16 adopted by the Council on June 6, 1977, that the offer of \$100.00 submitted by Gloria and Eric Almero for the purchase of Parcel No. 1-10-104.000, is a fair and reasonable offer therefore and the same is hereby accepted, and

BE IT FURTHER RESOLVED that the Mayor, Jeffrey E. Graham, be and he hereby is authorized, empowered and directed to execute and deliver a Quit Claim Deed of said real property to Gloria and Eric Almero upon receipt of the above mentioned sum of money in cash only by the City Comptroller, and

BE IT FURTHER RESOLVED that the deed issued by the City contain a provision that if the property sold is not brought into compliance with all applicable provisions of the State Fire Prevention and Building Code and all City of Watertown zoning and health codes within one (1) year of the City's delivery of the deed to the buyer, the City shall have the right to seek reversion of title to the City.

SECONDED BY COUNCIL MEMBER ROXANNE M. BURNS AND CARRIED WITH ALL VOTING YEA

INTRODUCED BY COUNCIL MEMBER ROXANNE M. BURNS

WHEREAS there has heretofore been bid in by the City of Watertown at a tax sale a certain lot of land known as VL-4 Merline Avenue, approximately 30'x 70' in size, and also known and designated on the map of the Department of Assessment and Taxation of the City of Watertown, New York as Parcel No. 1-10-101.000, and

WHEREAS title to said land has since been retained by the City of Watertown as acquired at said tax sale, which title was retained by reason of the failure of anyone to redeem the same, and

WHEREAS said real property has never been assigned by the Council for a public use, and

WHEREAS the City Council desires to ensure that properties such as this property be brought into compliance with all applicable provisions of the New York State Fire Prevention and Building Code and all City of Watertown zoning and health codes within one (1) year of their sale to subsequent buyers,

NOW THEREFORE BE IT RESOLVED that pursuant to Section 23, Subdivision (b) of the General City Law, Section 247 of the Charter of the City of Watertown as amended by Local Law No. 1, 1985, adopted December 3, 1984, effective January 17, 1985, and the ordinance, Municipal Code, Chapter 16 adopted by the Council on June 6, 1977, that the offer of \$100.00 submitted by Gloria and Eric Almero for the purchase of Parcel No. 1-10-101.000, is a fair and reasonable offer therefore and the same is hereby accepted, and

BE IT FURTHER RESOLVED that the Mayor, Jeffrey E. Graham, be and he hereby is authorized, empowered and directed to execute and deliver a Quit Claim Deed of said real property to Gloria and Eric Almero upon receipt of the above mentioned sum of money in cash only by the City Comptroller, and

BE IT FURTHER RESOLVED that the deed issued by the City contain a

provision that if the property sold is not brought into compliance with all applicable provisions of the State Fire Prevention and Building Code and all City of Watertown zoning and health codes within one (1) year of the City's delivery of the deed to the buyer, the City shall have the right to seek reversion of title to the City.

SECONDED BY COUNCIL MEMBER JEFFREY M. SMITH AND CARRIED WITH ALL VOTING YEA

INTRODUCED BY COUNCIL MEMBER ROXANNE M. BURNS

WHEREAS there has heretofore been bid in by the City of Watertown at a tax sale a certain lot of land known as R733 Superior Street, approximately 50'x 33' in size, and also known and designated on the map of the Department of Assessment and Taxation of the City of Watertown, New York as Parcel No. 1-15-221.001, and

WHEREAS title to said land has since been retained by the City of Watertown as acquired at said tax sale, which title was retained by reason of the failure of anyone to redeem the same, and

WHEREAS said real property has never been assigned by the Council for a public use, and

WHEREAS the City Council desires to ensure that properties such as this property be brought into compliance with all applicable provisions of the New York State Fire Prevention and Building Code and all City of Watertown zoning and health codes within one (1) year of their sale to subsequent buyers,

NOW THEREFORE BE IT RESOLVED that pursuant to Section 23, Subdivision (b) of the General City Law, Section 247 of the Charter of the City of Watertown as amended by Local Law No. 1, 1985, adopted December 3, 1984, effective January 17, 1985, and the ordinance, Municipal Code, Chapter 16 adopted by the Council on June 6, 1977, that the offer of \$100.00 submitted by Deanna Marie Hirschey for the purchase of Parcel No. 1-15-221.001, is a fair and reasonable offer therefore and the same is hereby accepted, and

BE IT FURTHER RESOLVED that the Mayor, Jeffrey E. Graham, be and he hereby is authorized, empowered and directed to execute and deliver a Quit Claim Deed of said real property to Deanna Marie Hirschey upon receipt of the above mentioned sum of money in cash only by the City Comptroller, and

BE IT FURTHER RESOLVED that the deed issued by the City contain a provision that if the property sold is not brought into compliance with all applicable provisions of the State Fire Prevention and Building Code and all City of Watertown zoning and health codes within one (1) year of the City's delivery of the deed to the buyer, the City shall have the right to seek reversion of title to the City.

SECONDED BY COUNCIL MEMBER JEFFREY M SMITH AND CARRIED WITH ALL VOTING YEA

INTRODUCED BY COUNCIL MEMBER ROXANNE M. BURNS

WHEREAS there has heretofore been bid in by the City of Watertown at a tax sale a certain lot of land known as 114 William Street, approximately 53'x 94' in size, and also known and designated on the map of the Department of Assessment and Taxation of the City of Watertown, New York as Parcel No. 12-03-102.000, and

WHEREAS title to said land has since been retained by the City of Watertown as acquired at said tax sale, which title was retained by reason of the failure of anyone to redeem the same, and

WHEREAS said real property has never been assigned by the Council for a public use, and

WHEREAS the City Council desires to ensure that properties such as this property be brought into compliance with all applicable provisions of the New York State Fire Prevention and Building Code and all City of Watertown zoning and health codes within one (1) year of their sale to subsequent buyers,

NOW THEREFORE BE IT RESOLVED that pursuant to Section 23, Subdivision (b) of the General City Law, Section 247 of the Charter of the City of Watertown as amended by Local Law No. 1, 1985, adopted December 3, 1984, effective January 17, 1985, and the ordinance, Municipal Code, Chapter 16 adopted by the Council on June 6, 1977, that the offer of \$8,500.00 submitted by Carl E. Farone for the purchase of Parcel No. 12-03-102.000, is a fair and reasonable offer therefore and the same is hereby accepted, and

BE IT FURTHER RESOLVED that the Mayor, Jeffrey E. Graham, be and he hereby is authorized, empowered and directed to execute and deliver a Quit Claim Deed of said real property to Carl E. Farone upon receipt of the above mentioned sum of money in cash only by the City Comptroller, and

BE IT FURTHER RESOLVED that the deed issued by the City contain a provision that if the property sold is not brought into compliance with all applicable provisions of the State Fire Prevention and Building Code and all City of Watertown zoning and health codes within one (1) year of the City's delivery of the deed to the buyer, the City shall have the right to seek reversion of title to the City.

SECONDED BY COUNCIL MEMBER JEFFREY M. SMITH

Referring to the foregoing resolution, Council Member Smith asked why we did this when the City usually tries to work out an agreement with the abutting property owners.

Mrs. Corriveau explained that this property fell through the cracks.

MOTION WAS MADE BY COUNCIL MEMBER SMITH TO TABLE THE FOREGOING RESOLUTION.

MOTION WAS SECONDED BY COUNCIL MEMBER BUTLER AND CARRIED WITH ALL VOTING IN FAVOR THEREOF.

INTRODUCED BY COUNCIL MEMBER ROXANNE M. BURNS

WHEREAS there has heretofore been bid in by the City of Watertown at a tax sale a certain lot of land known as 560 Merline Avenue, approximately 30' x 70' in size, and also known and designated on the map of the Department of Assessment and Taxation of the City of Watertown, New York as Parcel No. 1-10-102.000, and

WHEREAS title to said land has since been retained by the City of Watertown as acquired at said tax sale, which title was retained by reason of the failure of anyone to redeem the same, and

WHEREAS said real property has never been assigned by the Council for a public use, and

WHEREAS the City Council desires to ensure that properties such as this property be brought into compliance with all applicable provisions of the New York State Fire Prevention and Building Code and all City of Watertown zoning and health codes within one (1) year of their sale to subsequent buyers,

NOW THEREFORE BE IT RESOLVED that pursuant to Section 23, Subdivision (b) of the General City Law, Section 247 of the Charter of the City of Watertown as amended by Local Law No. 1, 1985, adopted December 3, 1984, effective January 17, 1985, and the ordinance, Municipal Code, Chapter 16 adopted by the Council on June 6, 1977, that the offer of \$100.00 submitted by Gloria and Eric Almero for the purchase of Parcel No. 1-10-102.000, is a fair and reasonable offer therefore and the same is hereby accepted, and

BE IT FURTHER RESOLVED that the Mayor, Jeffrey E. Graham, be and he hereby is authorized, empowered and directed to execute and deliver a Quit Claim Deed of said real property to Gloria and Eric Almero upon receipt of the above mentioned sum of money in cash only by the City Comptroller, and

BE IT FURTHER RESOLVED that the deed issued by the City contain a provision that if the property sold is not brought into compliance with all applicable provisions of the State Fire Prevention and Building Code and all City of Watertown zoning and health codes within one (1) year of the City's delivery of the deed to the buyer, the City shall have the right to seek reversion of title to the City.

SECONDED BY COUNCIL MEMBER JEFFREY M. SMITH AND CARRIED WITH ALL VOTING YEA

INTRODUCED BY COUNCIL MEMBER ROXANNE M. BURNS

WHEREAS the City of Watertown owns and operates the City Bus System which is available to the general public, and

WHEREAS on March 21, 2005 the City entered into an Agreement with Inkwell Graphix for the sale of advertising on the City of Watertown's transit system, and

WHEREAS the initial term of that Agreement expires on March 20, 2008, and it is the desire of the City and Inkwell Graphix to renew the Agreement for an additional two year term under the same terms and conditions, as was authorized under the terms of the initial Agreement,

NOW THEREFORE BE IT RESOLVED that the City Council of the City of Watertown hereby approves the Franchise Agreement between the City of Watertown and Inkwell Graphix, a copy of which is attached and made a part of this resolution, and

BE IT FURTHER RESOLVED that the City Manager is hereby authorized and directed to execute said Agreement on behalf of the City of Watertown.

SECONDED BY COUNCIL MEMBER JOSEPH M. BUTLER

Prior to the vote on the foregoing resolution, Council Member Butler asked about the previous agreement.

Mrs. Corriveau explained that it was the same percentage. She also explained that it generates about \$5,000 in revenue for the City.

Council Member Butler questioned the significant amount of revenue that could be generated from the ads if the City received a larger percentage.

Mrs. Corriveau explained that Inkwell Graphix make, produce, print and install the ads. That is why they receive 60%.

Mayor Graham questioned why religious and political ads are prohibited.

Attorney Slye explained that municipalities can not endorse any religion and the political ads are prohibited as a result of one candidate monopolizing the ad space years ago.

Mayor Graham responded that an ad on a bus doesn't mean an endorsement by the City.

**AT THE CALL OF THE CHAIR VOTE WAS TAKEN ON THE RESOLUTION
AND DEFEATED WITH ALL VOTING YEA EXCEPT MAYOR GRAHAM
VOTING NAY** (Franchise agreements required a 4/5 vote in favor)

INTRODUCED BY COUNCIL MEMBER ROXANNE M. BURNS

WHEREAS the Grant Agreement with the New York State Housing Trust Fund Corporation represented by the Office for Small Cities for the FY 2006 Small Cities Community Development Block Grant contains budget amounts for each activity, and

WHEREAS the budget numbers need to be altered to match the actual final expenditures as shown on Form 8-1, which is attached and made a part of this resolution, and

WHEREAS budget modifications must be approved by the Office for Small Cities,

NOW THEREFORE BE IT RESOLVED, by the City Council of the City of Watertown, New York that it hereby approves the proposed budget modifications for the FY 2006 Small Cities Community Development Block Grant, and

BE IT FURTHER RESOLVED that the Mayor, Jeffrey E. Graham, is hereby authorized and directed to sign the budget modification form on behalf of the City, and submit it to the Office for Small Cities for approval.

**SECONDED BY COUNCIL MEMBER JOSEPH M. BUTLER, JR. AND
CARRIED WITH ALL VOTING YEA**

Prior to the vote on the foregoing resolution, Council Member Smith asked what the different was between the administration and the program delivery.

Mr. Mix explained that administration involves any work implementing the grant such as reports. Program delivery is taking the money and delivering the program such as doing specs and inspecting the work.

Council Member Smith asked if there was any idea as to the amount of time doing these things.

Mr. Mix explained that this is all measured by the contracted amount. Program delivery is per project price.

INTRODUCED BY COUNCIL MEMBER ROXANNE M. BURNS

WHEREAS the 2007-08 New York State Budget appropriated \$2,300,000 to the NYS Department of Economic Development for grants to local Empire Zone administrative boards for operating expenses and technical assistance to minority and women-owned business enterprises, and

WHEREAS this funding is provided to zone administrative boards for the provision of business development programs and services for Empire Zones, in order to stimulate the creation and development of new, small businesses, including small, minority and women-owned business enterprises, and

WHEREAS in response to an application submitted by Camoin Associates on behalf of the Zone Administrative Board, the City of Watertown Empire Zone has been awarded \$28,500 to cover Zone administrative expenses incurred during the period beginning July 1, 2007 and terminating on June 30, 2008,

NOW THEREFORE BE IT RESOLVED that the City Council of the City of Watertown hereby approves the Agreement between the City of Watertown and the New York State Department of Economic Development, for Empire Zone administrative services, a copy of which is attached and made a part of this resolution, and

BE IT FURTHER RESOLVED that the City Manager is hereby authorized and directed to execute said Agreement on behalf of the City of Watertown.

SECONDED BY COUNCIL MEMBER JEFFREY M. SMITH AND CARRIED WITH ALL VOTING YEA

Prior to the vote on the foregoing resolution, Council Member Smith asked about the cost of administration which was \$57,000.

Mrs. Corriveau explained that the Town of Watertown puts in \$12,500. The City puts in \$6,000 in cash and \$10,000 of in-kind services.

Council Member Butler explained that the State provides the difference.

INTRODUCED BY COUNCIL MEMBER ROXANNE M. BURNS

WHEREAS the City Purchasing Department has advertised and received sealed bids for the purchase of one new and unused 230 KV diesel powered generator for installation at City Hall, and

WHEREAS invitations to bid were issued to nine (9) prospective bidders, with three (3) bids being received and publicly opened and read in the City Purchasing Department on Monday, February 25, 2008, at 11:00 a.m., and

WHEREAS City Purchasing Agent Robert J. Cleaver, Superintendent of Public Works Gene Hayes and Ralph Green from the City's Electric Department have reviewed the bids received and are recommending the acceptance of the lowest qualifying bid submitted by W.A. Kraft Corporation in the amount of \$55,723.51,

NOW THEREFORE BE IT RESOLVED that the City Council of the City of Watertown, New York hereby accepts the bid submitted by W.A. Kraft Corporation, 601 Cambridge Avenue, Syracuse, New York 13211, for the purchase of one new and unused 230 KV diesel powered generator for installation at City Hall, in the amount of \$55,723.51.

SECONDED BY COUNCIL MEMBER JEFFREY M. SMITH AND CARRIED WITH ALL VOTING YEA

Prior to the vote on the foregoing resolution, Council Member referred to the fact that the budget had called for \$50,000 for this purchase and now it is at \$55,000. He asked where and how the difference would be made up.

Mr. Mills explained that funding for this has been in the budget for several years now. With the interest earned on the money, the difference is only going to be about \$100.

ORDINANCES

INTRODUCED BY COUNCIL MEMBER JEFFREY M. SMITH

BE IT ORDAINED where uses within an area created by a radius of 3/16 mile from the center of Public Square are exempt from the off-street parking requirement because the area is highly developed and there exists little space for off-street parking, and

WHEREAS the City Council desires to continue said off-street parking exemption in order to allow and encourage development that is designed to fit in with the character of downtown, but within an area that better relates to public parking, and

WHEREAS a Downtown Core Overlay District is proposed to replace the 3/16 mile circle and the City Center Overlay District in amendments to Chapter 310 of the Code of the City of Watertown, and

WHEREAS the Planning Board of the City of Watertown considered the proposed amendments at its February 5, 2008 meeting and recommended that the City Council approve the amendments, and

WHEREAS the Jefferson County Planning Board reviewed the proposed amendments pursuant to General Municipal Law Section 239-m at its February 26, 2008 meeting, and

WHEREAS a public hearing was held on the proposed amendments on March 3, 2008, after due public notice, and

WHEREAS the City Council has made a Negative Declaration concerning the environmental impacts of the proposed amendments according to the requirements of SEQRA,

NOW THEREFORE BE IT ORDAINED that Section 310-2 is hereby amended to replace "City Center District (Overlay) CC" with "Downtown Core Overlay District DC", and

BE IT FURTHER ORDAINED that Section 310-2, Paragraph B be amended to read as follows:

B. Said districts are shown, defined and bounded on the map accompanying this Chapter, entitled "Zoning Map of the City of Watertown, New York" as amended and filed in the office of the City Clerk. Said map and all explanatory matter thereon is hereby made part of this Chapter, and

BE IT FURTHER ORDAINED that Paragraph F of Section 310-3 be deleted, and

BE IT FURTHER ORDAINED that Section 310-44, Paragraph B be amended to read as follows:

B. Off-street parking shall not be required for any use within the Downtown Core Overlay District.

And,

BE IT FURTHER ORDAINED that Section 310-52.2, Paragraph G is hereby amended by replacing "City Center Overlay" with "Downtown Core Overlay" in two locations, and

BE IT FURTHER ORDAINED that this Amendment to the City Code shall take effect as soon as it is published once in the official newspaper of the City of Watertown, New York or printed as the City Manager directs.

SECONDED BY COUNCIL MEMBER ROXANNE M. BURNS

MOTION WAS MADE BY COUNCIL MEMBER SMITH TO SCHEDULE A PUBLIC HEARING ON THE FOREGOING ORDINANCE FOR MONDAY, MARCH 17, 2008 AT 7:30 P.M.

MOTION WAS SECONDED BY COUNCIL MEMBER BURNS AND CARRIED WITH ALL VOTING IN FAVOR THEREOF.

INTRODUCED BY COUNCIL MEMBER JEFFREY M. SMITH

BE IT ORDAINED where all references to the radius of 3/16 mile of the center of Public Square and the City Center Overlay District have been removed from Chapter 310 of the Code of the City of Watertown, New York, and

WHEREAS Chapter 310 of the Code of the City of Watertown has also been amended to enumerate the Downtown Core Overlay District, and

WHEREAS the Zoning Map of the City of Watertown, New York needs to be amended to designate an area to be included in the Downtown Core Overlay District,

WHEREAS the Planning Board of the City of Watertown considered the proposed Zoning Map change at its February 5, 2008 meeting and recommended that the City Council approve the zone change, and

WHEREAS the Jefferson County Planning Board reviewed the proposed zone change pursuant to General Municipal Law Section 239-m at its February 26, 2008 meeting, and

WHEREAS a public hearing was held on the proposed zone change on March 3, 2008, after due public notice, and

WHEREAS the City Council has made a Negative Declaration concerning the environmental impacts of the proposed zone change according to the requirements of SEQRA,

NOW THEREFORE BE IT ORDAINED that the 3/16 mile radius circle be removed from the Zoning Map of the City of Watertown, New York, and

BE IT FURTHER ORDAINED that the City Center Overlay District be removed from the Zoning Map of the City of Watertown, New York, and:

BE IT FURTHER ORDAINED that a Downtown Core Overlay District be added to the Zoning Map of the City of Watertown, New York with its boundary drawn as follows:

Beginning at the intersection of the center line of Clinton Street, with the center line of Sherman Street; thence northerly along the center line of Sherman Street to the center line of Arsenal Street; thence westerly along the center line of Arsenal Street to the westerly property line of Parcel No. 7-04-101 extended; thence northerly along the westerly property line of Parcel No. 7-04-101 extended to the center line of Coffeen Street; thence easterly along the center line of Coffeen Street to the center line of Court Street; thence northwesterly along the center line of Court Street to the center line of Arch Street; thence northeasterly along the center line of Arch Street extended to the center of the Black River; thence southeasterly along the center line of the Black River and its branch southerly of Beebee Island to the easterly property line of Parcel No. 6-01-201; thence southeasterly along the easterly property line of Parcel No. 6-01-201 extended to the center line of Factory Street; thence southwesterly along the center line of Factory Street to the center line of Polk Street; thence southerly along the center line of Polk Street to the center line of State Street; thence easterly along the center line of State Street to the center line of Parker Street; thence southerly along the center line of Parker Street to the center line of Sterling Street; thence along the center line of Sterling Street and then Clinton Street to the point of beginning.

And,

BE IT FURTHER ORDAINED that the City Engineer is hereby directed to amend the Zoning Map of the City of Watertown, New York to indicate the above changes.

SECONDED BY COUNCIL MEMBER ROXANNE M. BURNS

MOTION WAS MADE BY COUNCIL MEMBER SMITH TO SCHEDULE A PUBLIC HEARING ON THE FOREGOING ORDINANCE FOR MONDAY, MARCH 17, 2008 AT 7:30 P.M.

MOTION WAS SECONDED BY COUNCIL MEMBER BURNS AND CARRIED WITH ALL VOTING IN FAVOR THEREOF.

INTRODUCED BY COUNCIL MEMBER ROXANNE M. BURNS

BE IT ORDAINED where Justin Wood of Aubertine & Currier, PLLC, on behalf of Trinity Episcopal Church, has made application by petition filed with the City Clerk, pursuant to Section 83 of the New York General City Law to change the approved zoning classification of property located at 219-227 Sherman Street and 185-197 Stone Street, Parcels No. 10-06-113, 10-06-111, 10-06-114, 10-06-115 and 10-06-116, From Commercial and Residence C to Limited Business, as more precisely described in Schedule "A" which is attached and made part of this resolution, and

WHEREAS the Jefferson County Planning Board considered the zone change request at its meeting held on January 29, 2008, pursuant to General Municipal Law 239m, and adopted a motion that the project does not have any County-wide or intermunicipal issues and is of local concern only, and

WHEREAS the Planning Board of the City of Watertown considered the zone change request at its meeting held on February 5, 2008, and recommended that the City Council approve the zone change as requested. In addition the Planning Board required the applicant to combine all 6 of the Church's properties into one parcel, and

WHEREAS a public hearing was held on the proposed zone change on March 3, 2008, after due public notice, and

WHEREAS the City Council has made a declaration of negative findings of the impacts of the proposed zone change according to the requirements of SEQRA, and

WHEREAS the City Council deems it in the best interest of the citizens of the City of Watertown to approve the requested zone change, and

NOW THEREFORE BE IT ORDAINED that the zoning classification shall be changed for property located at 219-227 Sherman Street and 185-197 Stone Street,

Parcels No. 10-06-113, 10-06-111, 10-06-114, 10-06-115 and 10-06-116, as described in Schedule "A", from Commercial and Residence C to Limited Business, and

BE IT FURTHER ORDAINED that the Zoning Map of the City of Watertown shall be amended to reflect the zone change, and

BE IT FURTHER ORDAINED this Amendment to the Zoning Ordinance of the City of Watertown shall take effect as soon as it is published once in the official newspaper of the City of Watertown, or printed as the City Manager directs.

SECONDED BY COUNCIL MEMBER JEFFREY M. SMITH

MOTION WAS MADE BY COUNCIL MEMBER BURNS TO SCHEDULE A PUBLIC HEARING ON THE FOREGOING ORDINANCE FOR MONDAY, MARCH 17, 2008 AT 7:30 P.M.

MOTION WAS SECONDED BY COUNCIL MEMBER SMITH AND CARRIED WITH ALL VOTING IN FAVOR THEREOF.

INTRODUCED BY COUNCIL MEMBER ROXANNE M. BURNS

BE IT ORDAINED that Chapter 293 of the City Code of the City of Watertown is amended to add the following:

§ 293-67. Schedule XIX. Restricted Time Limit Parking

<u>Name of Street</u>	<u>Side</u>	<u>Restricted Time Limit; Hours /Days</u>	<u>Location</u>
Mullin Street	Both	2 hrs.: 8:00 a.m. to 6:00 p.m./Monday	From Washington
Street		through Friday	to Sherman Street

And,

BE IT FURTHER ORDAINED that this amendment shall take effect as soon as it is published once in the official newspaper of the City of Watertown, or printed as the City Manager directs.

SECONDED BY COUNCIL MEMBER JEFFREY M. SMITH

LAI D OVER UNDER THE RULES

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COUNCIL DISCUSSED THE FOLLOWING TOPICS:

CDBG Application Public Hearing

MOTION WAS MADE BY COUNCIL MEMBER BURNS TO SCHEDULE A PUBLIC HEARING FOR THE CDBG APPLICATION FOR MONDAY, MARCH 17, 2008 AT 7:30 P.M.

MOTION WAS SECONDED BY COUNCIL MEMBER SMITH AND CARRIED WITH ALL VOTING IN FAVOR THEREOF.

City Manager and City Clerk Reviews

MOTION WAS MADE BY COUNCIL MEMBER BURNS TO PLACE THE ANNUAL REVIEWS FOR CITY MANAGER AND CITY CLERK INTO THE OFFICIAL RECORD.

MOTION WAS SECONDED BY COUNCIL MEMBER SMITH AND CARRIED WITH ALL VOTING IN FAVOR THEREOF.

Holcomb/Mullin Street

Council Member Burns thanks Mrs. Corriveau and the Watertown Police Department for the work they did concerning the traffic issues at this intersection.

Woolworth Building

Council Member Burns advised that there are several broken windows in the Woolworth Building and this should be brought to the owner's attention.

Breen Avenue

Council Member Smith remarked that he hopes we are still on schedule for the Breen Avenue project.

Mrs. Corriveau stated that the design work will be done this year and will be ready for bid next year for spring construction. She also advised that she had spoken with Mr. Melara.

Mr. Hauk advised that this project will be done contingent upon getting all the approvals from DEC and having all the utilities fall into place.

Alternative Energy

Council Member Smith stated that the City should continue to look in this. He also commented that the City Code is silent on the roof top mounted wind turbines. He explained that Mr. McWayne has already had people asking about the geothermal and wind technologies. He stated that he doesn't want to get caught like we did concerning the outdoor wood stoves.

Meeting with Property Owners

Mrs. Corriveau advised Council that there will be a meeting on Tuesday evening at 7 pm in the Council Chambers with property owners from Barben/Butterfield/Chestnut area to discuss the upcoming project. She invited Council to attend.

Bus Advertising

Council Member Smith asked that a resolution concerning the bus advertising services be prepared for the next regular Council meeting.

ADJOURNMENT

AT THE CALL OF THE CHAIR MEETING WAS DULY ADJOURNED AT 8:15 P.M. BY MOTION OF COUNCIL MEMBER BURNS, SECONDED BY COUNCIL MEMBER BUTLER AND CARRIED WITH ALL VOTING IN FAVOR THEREOF.

Donna M. Dutton
City Clerk